

**AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listing, of claims in the application:

**Listing of Claims:**

1-20. (Canceled)

21. (New) An intumescent material for an actuator of a fire protection device, wherein the intumescent material is in operative connection with at least one of an anchor and a latch bolt of a door, and

the actuator is in operative connection with the door to open the door.

22. (New) A door opener, comprising:

a fixing apparatus including at least two elements whose relative position to each other is adjustable,

wherein intumescent material is in operative connection with at least one of the elements such that the intumescent material, through its change of form, fixes the relative position or changes in such a way that in the event of fire a predetermined state is reliably assumed or maintained.

23. (New) The door opener according to claim 22, wherein the intumescent material, as a result of its change in form, is in operative connection with the at least two elements, which are adjustable relative to each other.

24. (New) The door opener according to claim 22, wherein the at least two elements are adjustable relative to each other, with one element being adjustable and the other element being fixed in its position.

25. (New) A door opener, comprising:
- at least one of a locking apparatus and a release apparatus;
- at least one anchor and latch bolt which are pivotally adjustable relative to each other;
- and
- an intumescent material arranged such that that its change in form at least one of changes and fixes the relative position of at least one adjustable element, to one of bring the door opener to a predetermined position and keep the door opener in a predetermined position.
26. (New) The door opener according to claim 25, wherein a predetermined position of the at least one of the locking apparatus and the release apparatus is one of a locking position and a release position.
27. (New) The door opener according to claim 22, wherein the intumescent material, when in an initial state, is arranged at a fulcrum of one of the at least two elements whose relative position to each other is adjustable.
28. (New) The door opener according to claim 22, wherein the intumescent material, when in an initial state, is arranged at a free end of one of the at least two elements whose relative position to each other is adjustable.
29. (New) The door opener according to claim 22, wherein the intumescent material, when in an initial state, is arranged within an apparatus housing for filling a cavity in the door opener.
30. (New) The door opener according to claim 29, wherein the intumescent material, when in the initial state, is arranged on a housing wall at a fixed element of the at least two elements proximate to an adjustable element of the at least two elements.
31. (New) The door opener according to claim 30, wherein the intumescent material, when in an initial state, is arranged in a recess of the housing wall.